

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: TAKEI=54

In re Application of:) Conf. No.: 9144
Yasuchika TAKEI)
I.A. Filing Date: 10/1/2004) Examiner: H.L. Gutman
371(c) Date: July 16, 2007)
U.S. Appln. No.: 10/574,486) Washington, D.C.
For: VEHICLE SEAT) June 18, 2008

**COMMUNICATION COMPLYING WITH INTERVIEW SUMMARY
MAILED JUNE 2, 2008**

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
Randolph Building, Mail Stop: Amendment
401 Dulany Street
Alexandria, VA 22314

Sir:

The Interview Summary mailed June 2, 2008 includes, as a final form paragraph, the requirement that Applicants submit a statement of the substance of the telephone interview of May 29, 2008.

Undersigned, on behalf of applicants, called the examiner to determine how claim 3 could be amended to place it in condition for allowance according to the Office Action, while at the same time removing all so-called negative limitations.

Thus, the Office Action indicates that claim 3 would be allowable if rewritten to overcome the rejection under the second paragraph of Section 112, such rejection indicating

that claim 3 should be recited using positive limitations only. However, the dependent portion of claim 3 contained **only** a so-called "negative limitation", and to remove such recitation claim 3 would then correspond to claim 1, which was rejected on the basis of prior art.

The examiner indicated that she was unable to offer any suggestions.

Respectfully submitted,

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By



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